

ASSEMBLY BILL

No. 936

Introduced by Assembly Member Hueso

February 18, 2011

An act to add Article 4.4 (commencing with Section 33354.7) to Chapter 4 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

LEGISLATIVE COUNSEL'S DIGEST

AB 936, as introduced, Hueso. Redevelopment: debt forgiveness: public notice.

The Community Redevelopment Law authorizes the establishment of redevelopment agencies in communities to address the effects of blight, as defined. Existing law requires the agencies, among other things, to comply with public hearing and notice requirements relating to, among other things, the adoption and amendment of redevelopment plans, the expenditure of funds, and the financing of projects.

This bill would require that, with regard to matters considered by a local legislative body, any matter on a meeting agenda to forgive a loan, advance, or indebtedness of a redevelopment agency be made public at a public meeting at least 2 weeks prior to the adoption of any action relating to that matter. The bill would require the chief financial official of the local legislative body to be present at the meeting to provide information relating to the financial health of the agency's funds. The bill would also prohibit the adoption of any redevelopment agency debt forgiveness proposal from being placed on a consent calendar. By imposing new duties on local public officials, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Article 4.4 (commencing with Section 33354.7)
2 is added to Chapter 4 of Part 1 of Division 24 of the Health and
3 Safety Code, to read:

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5 Article 4.4. Debt Forgiveness Matters
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7 33354.7. With regard to matters considered by a local
8 legislative body, any matter on a meeting agenda to forgive a loan,
9 advance, or indebtedness of a redevelopment agency shall be made
10 public at a public meeting at least two weeks prior to the adoption
11 of any action relating to that matter.

12 33354.8. The chief financial officer at the public meeting
13 described in Section 33354.7 shall be present to provide
14 information at the public meeting as to the status of the financial
15 health of the agency's funds and demonstrate how the agency is
16 able to effectively continue providing services to the public absent
17 the repayment of the debt proposed to be forgiven and the public
18 interest in doing so.

19 33354.9. The adoption of any redevelopment agency debt
20 forgiveness proposal to which this article applies shall not be placed
21 on a consent calendar.

22 SEC. 2. If the Commission on State Mandates determines that
23 this act contains costs mandated by the state, reimbursement to
24 local agencies and school districts for those costs shall be made
25 pursuant to Part 7 (commencing with Section 17500) of Division
26 4 of Title 2 of the Government Code.

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